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Docket No.: 487.1084
Date: April 24, 2007

FORM PTO-1083
Mail Stop: AF
COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

In re application of: **Klaus OBENDIEK et al.**
Application No.: 10/663,333
Filed: September 16, 2003
For: **TOP FOR A CONVERTIBLE VEHICLE**

Sir:

Transmitted herewith is an **Interview Summary and Statement of Substance of Interview (2 pages)** in the above-identified application.

- ☐ Small entity status under 37 C.F.R. 1.9 and 1.27 has been previously established.
- ☐ Applicants assert small entity status under 37 C.F.R. 1.9 and 1.27.
- ☒ No fee for additional claims is required.
- ☐ A filing fee for additional claims calculated as shown below, is required:

		(Col. 1)	(Col. 2)			SMALL ENTITY		OR	LARGE ENTITY	
FOR:		REMAINING	HIGHEST			RATE	FEE		RATE	FEE
		AFTER	PREVIOUSLY	PRESENT						
		AMENDMENT	PAID FOR	EXTRA						
TOTAL CLAIMS	32	Minus 32	=	0		x \$ 25	\$		x \$ 50	\$
INDEP. CLAIMS	6	Minus 6	=	0		x \$ 100	\$		x \$ 200	\$0.00
<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEP. CLAIM						+ \$ 180	\$		+ \$ 360	\$
						TOTAL:	\$	OR	TOTAL:	\$0.00

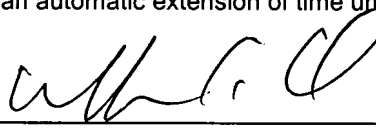
- * If the entry in Co. 1 is less than the entry in Col. 2, write "0" in Col. 3.
- ** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.
- *** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.


- ☐ Also transmitted herewith are:
 - ☐ Petition for extension under 37 C.F.R. 1.136
 - ☐ Other:

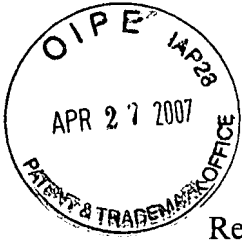
- ☐ Check(s) in the amount of **\$0.00** is/are attached to cover:
 - ☐ Filing fee for additional claims under 37 C.F.R. 1.16
 - ☐ Petition fee for extension under 37 C.F.R. 1.136
 - ☐ Other:

☒ The Assistant Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-0552.

- ☒ Any filing fee under 37 C.F.R. 1.16 for the presentation of additional claims which are not paid by check submitted herewith.
- ☒ Any patent application processing fees under 37 C.F.R. 1.17.
- ☒ Any petition fees for extension under 37 C.F.R. 1.136 which are not paid by check submitted herewith, and it is hereby requested that this be a petition for an automatic extension of time under 37 CFR 1.136.


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I hereby certify that the documents referred to as attached therein and/or fee are being deposited with the United States Postal Service as "first class mail" with sufficient postage in an envelope addressed to "Mail Stop: AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" on April 24, 2007.
DAVIDSON, DAVIDSON & KAPPEL, LLC
BY: 
Randall M. Berman



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re: Application of: Klaus OBENDIEK et al.
Serial No.: 10/663,333 Confirmation No.: 3786
Filed: September 16, 2003
For: **TOP FOR A CONVERTIBLE VEHICLE**
Examiner: Jason S. Morrow
Art Unit: 3612
Customer No.: 23280
Attorney Docket: 487.1084

Mail Stop: AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

April 24, 2007

**INTERVIEW SUMMARY AND
STATEMENT OF SUBSTANCE OF INTERVIEW**

S I R:

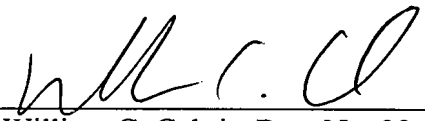
In response to the Interview Summary Form mailed on March 26, 2007, applicants respectfully submit the following interview summary and statement of substance of the interview.

INTERVIEW SUMMARY AND STATEMENT OF SUBSTANCE OF THE INTERVIEW:

A telephonic interview was conducted on March 20, 2007 with applicants' representative and attorney of record William C. Gehris, as indicated by the Examiner's Interview Summary mailed March 26, 2007. The substance of the interview was that the Examiner and applicant's representative discussed the Obendiek reference (DE 101 08 493) and its interpretation as applied to the rejection of 1/23/07 to claims 19 and 20. Applicants explained that element 28 merely translates with respect to part 5 in Obendiek. The Examiner maintained that since element 18b and 18c of the four-bar linkage are pivots, bar 28 is "pivotably connected" with respect to bar 27 and top 5. The Examiner indicated that he understood the difference however, but just wanted better claim language. No agreement was reached.

The present application is respectfully submitted as being in condition for allowance and applicants respectfully request such action.

Respectfully Submitted,
DAVIDSON, DAVIDSON & KAPPEL, LLC

By: 
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